

UNITED STATES DISTRICT COURT

District of Massachusetts

Peierls Foundation, Inc. and E. Jeffrey Peierls,
individually, and as trustee,

Plaintiffs,

V.

James E. Rurka, Mark Skaletsky, Paul J. Mellett,
Richard Aldrich, Kate Bingham, Charles W.
Newhall III, David Schnell, and John P. Walker,

Defendants.

TO: John P. Walker

2003 JAN 28 P 3:33
U.S. DISTRICT COURT
DISTRICT OF MASSACHUSETTS
CASE NUMBER:

03-cv-12213-EFH.

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

David E. Marder
Robin's, Kaplan, Miller & Ciresi LLP
111 Huntington Avenue, Suite 1300
Boston, MA 02199an answer to the complaint which is served on you, with this summons, within 20 days after service
of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against
you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the
Clerk of this Court within a reasonable period of time after service.

CLERK

(BY) DEPUTY CLERK

DATE

JAN 12 2003

Peierls, et. al., Plaintiff(s)
vs.
Rurka, et. al., Defendant(s)



Service of Process by
APS International, Ltd.
1-800-328-7171

APS International Plaza
7800 Glenroy Rd.
Minneapolis, MN 55439-
2100

AFFIDAVIT OF SERVICE -- Individual

ROBINS, KAPLAN, MILLER & CIRESI
Ms. Janet S. Nolan
111 Huntington Ave., Suite 1300
Boston, MA 02199-7610

Service of Process on:

--John P. Walker
Court Case No. 03-cv-12213 (EFH)

State of: California ss.

County of: Santa Clara

Name of Server: David Noriega, undersigned, being duly sworn, deposes and says that at the time of service, s/he was over the age of twenty-one, was not a party to this action;

Date/Time of Service: that on the 5 day of January, 20 04, at 2:10 o'clock P M

Place of Service: at 3430 W. Bayshore Road, in Palo Alto, CA 94303

Documents Served: the undersigned served the documents described as:
Summons, Complaint w/attached Exhibit A

Service of Process on: A true and correct copy of the aforesaid document(s) was served on:
John P. Walker

Person Served, and Method of Service: By personally delivering them into the hands of the person to be served.
 By delivering them into the hands of _____, a person of suitable age and discretion residing at the Place of Service, whose relationship to the person to be served is _____

Description of Person Receiving Documents: The person receiving documents is described as follows:
Sex M; Skin Color White; Hair Color Brown; Facial Hair None
Approx. Age 46; Approx. Height 6'1"; Approx. Weight 200

To the best of my knowledge and belief, said person was not engaged in the US Military at the time of service.

Signature of Server: Undersigned declares under penalty of perjury that the foregoing is true and correct.

David Noriega

1/24/04

Signature of Server

Subscribed and sworn to before me this
5th day of January, 20 04
Tarah Pader 1/24/04
Notary Public (Commission Expires)

APS International, Ltd.

APS File #: 063426-0002

